



The State of New Hampshire  
**Department of Environmental Services**



**Michael P. Nolin**  
Commissioner

December 10, 2004

**CERTIFIED MAIL**  
**# 70001670000005857929**  
**RETURN RECEIPT REQUESTED**

**NOTICE OF PAST VIOLATION**

City of Lebanon  
51 North Park Street  
Lebanon, NH 03766

Attn.: Al Besaw, Group Leader, Solid Waste Management

**Re: City of Lebanon Landfill**  
**Lebanon, New Hampshire**  
**EPA ID # NHD510014145**

Dear Mr. Besaw:

On November 10, 2004, the Department of Environmental Services, Waste Management Division ("DES") conducted an inspection of the City of Lebanon Landfill ("Lebanon Landfill"). The purpose of the inspection was to determine Lebanon Landfill's compliance status relative to RSA 147-A and the New Hampshire Hazardous Waste Rules ("Rules"), Env-Wm 100-1100.

As a result of the inspection and review of the information provided to DES, the following deficiency was documented:

1. Env-Wm 502.01 – Hazardous Waste Determination

At the time of the inspection, DES confirmed that Lebanon Landfill was storing two drums containing an unknown liquid in the Scale Area of the landfill.

Env-Wm 502.01 requires that all generators of a waste determine if their waste is a hazardous waste. Waste determined to be hazardous must be handled pursuant to the requirements of the Hazardous Waste Rules.

DES requested that Lebanon Landfill perform a hazardous waste determination on the two drums of unknown liquid.

*A November 22, 2004 telephone communication with Al Besaw, Solid Waste Group Leader, and a subsequent December 1, 2004 fax from same, documented that the two drums in question contained universal waste automotive antifreeze. The universal waste automotive antifreeze was shipped to a recycling facility on November 30, 2004.*

If you believe that the deficiencies documented in this NOPV have been cited in error, or if you have any questions regarding this letter, please contact the lead inspector, Tim Prospert, or Tod G. Leedberg, RCRA Compliance Supervisor, at 271-2942. Specific questions regarding water-related issues may be directed to Stergios Spanos, of DES's Water Division at 271-6637, and for air-related issues, please contact Pam Monroe of DES's Air Resources Division at 271-1370. Thank you for your continued cooperation.

Sincerely,

**COPY**  
John J. Duclos, Administrator  
Hazardous Waste Compliance Bureau  
Waste Management Division

Cc: DB/RCRA/NOPV/Archives  
Anthony P. Giunta, P.G., Director, Waste Management Division  
Gretchen R. Hamel, Esq., Administrator, DES Legal Unit  
Michael Farrell, Interim City Manager, City of Lebanon, 51 North Park St., Lebanon NH 03766  
Richard W. Hull, Environmental Engineer, EPA Region I, 1 Congress St., Suite 1100, Boston, MA 02114-2023

Email: JJD/SD/SS/PM

Enclosure: Inspection Modules